

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

ROCKWELL AUTOMATION, INC.  
Plaintiff,

v.

3S-SMART SOFTWARE SOLUTIONS,  
GMBH  
Defendant.

Civil Action No. 2:15-cv-01543-JRG-RSP

**ORDER OF DISMISSAL WITH PREJUDICE**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), recognizing the Stipulation of Dismissal filed by Plaintiff Rockwell Automation, Inc. (“Rockwell”) and Defendant 3S-Smart Software Solutions, GMBH (“3S”) pursuant to a settlement of the above-captioned litigation between the parties, it is ordered as follows:

ORDERED that the claims asserted herein by Plaintiff Rockwell Automation, Inc. against Defendant 3S-Smart Software Solutions, GMBH in the action be, and hereby are, dismissed with prejudice;

ORDERED that the counterclaims and defenses asserted herein by Defendant 3S-Smart Software Solutions, GMBH against Plaintiff Rockwell Automation, Inc. be, and hereby are, dismissed with prejudice; and

ORDERED that the parties shall bear their own attorneys’ fees, expenses and costs.

**SIGNED this 17th day of November, 2016.**

  
ROY S. PAYNE  
UNITED STATES MAGISTRATE JUDGE